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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application of

Thomas RAUSCH

Serial No.: 09/762,782

Filed: March 30, 2001

Date: August 21, 2003

Confirmation No.: 7866

Group Art Unit: 1638

Examiner: R. Kallis

For: TRANSGENIC PLANTS AND PLANT CELLS COMPRISING A REDUCED EXPRESSION OF  
INVERTASE INHIBITORS

**Mail Stop AF**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated May 21, 2003, of the Primary Examiner finally rejecting claims 22-35.

The Appeal Fee (\$320 - Non-Small Entity) is

☒ Enclosed

☐ Not required (fee paid in prior appeal)

☐ Charge to Deposit Account No. 15-0700

It is noted that the amendment under 37 C.F.R. 1.116 was mailed on July 30, 2003.

If this communication is filed after the shortened statutory time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 C.F.R. § 1.136(a), to extend the time for filing a response by the number of months which will avoid abandonment under 37 C.F.R. § 1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700. In the event that the actual Appeal Fee is greater than the payment submitted herewith or is not enclosed, the Patent Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 2213-1450, on August 21, 2003

Robert C. Faber

Name of applicant, assignee or  
Registered Representative

Signature

August 21, 2003

Date of Signature

RCF:bam

Respectfully submitted,

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